

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building
100 Maryland Avenue
Rockville, Maryland 20850
(240) 777-6600**

www.montgomerycountymd.gov/content/council/boa/index.asp

WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, October 1, 2008, 9:30 a.m.

ACTION ITEMS:

1. **CBA-1680, Petition of Chillingworth Corporation** (apartment hotel). Letter to the Board from Patrick Via, Esquire, requesting a transfer of the special exception.

Action: Granted the transfer of the special exception, WMH/DKP, 4-0.

2. **CBA-2643, Petition of Audubon Naturalist Society** (charitable and philanthropic institution). Letter to the Board from Neal Fitzpatrick, Executive Director, requesting an administrative modification [Large exhibit: site plan].

Action: Granted the administrative modification with the condition that the expanded use of the special exception will not exceed 30 peak hour trips, (CGT/DKP, 4-0).

3. **S-555, Petition of Bryan Corsini, Phil Waters and Joe Van Houten t/a North Potomac Nurseries, Inc.** (horticultural nursery). Memorandum to the Board from Heather Gottke, Inspector, DPS, notifying the Board that the special exception has been abandoned and requesting that it be revoked. Also included is a letter of confirmation from the property owner.

Action: Revoked the special exception as abandoned, (WMH/CGT, 4-0).

4. **S-772, Petition of Dr. Edward Salins** (non-resident medical practitioner). Memorandum from Heather Gottke, Inspector, DPS, notifying the Board that the special exception is a permitted use and requesting that it be revoked.

Action: Revoked the special exception for lack of jurisdiction, (DKP/WMH, 4-0).

5. **S-1722, Petition of AMFM Operating, Inc.** (radio broadcasting towers). Letter to the Board from Adam Zissman, Esquire, requesting a transfer of the special exception.

Action: Granted the transfer of the special exception, (DKP/CGT, 4-0).

6. **S-1763, Petition of Delbert G. and Barbara A. Liphart** (major home occupation). Memorandum from Heather Gottke, Inspector, DPS, notifying the Board that the special exception has been abandoned and requesting that it be revoked. Also included is a letter of confirmation from the petitioner.

Action: Revoked the special exception as abandoned, (WMH/CGT, 4-0).

7. **S-2286, Petition of David A. and Carmen T. Doheny** (accessory apartment). Memorandum from Lynn McCreary, Inspector, Department of Housing and Community Affairs (DHCA), notifying the Board that the special exception has been abandoned and requesting that it be revoked. Also included is a letter of confirmation from the petitioner.

Action: Revoked the special exception as abandoned, (CGT/DKP, 4-0).

8. **S-2356, Petition of David J. Biss** (major home occupation). Memorandum to the Board from Barbara Piczak, Inspector, DPS, notifying the Board that the special exception is a permitted use and requesting that it be revoked. Also included is a letter of confirmation from the petitioner.

Action: Revoked the special exception for lack of jurisdiction, (DKP/WMH, 4-0).

9. **S-2670, Petition of Eldon Charles** (accessory apartment). Letter to the Board from Anil and Milagros Chatterjee requesting a transfer of the special exception.

Action: Granted the transfer of the special exception, (CGT/WMH, 4-0).

Board Members

Allison Ishihara Fultz, Chair
Catherine G. Titus, Vice Chair
Wendell M. Holloway
David K. Perdue

Staff

Barbara Jay, Associate County Attorney
Katherine Freeman, Executive Director - ABSENT
Hermene Jones, Administrative Specialist

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WORKSESSION ADDENDUM MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, October 1, 2008, 9:30 a.m.

ACTION ITEM:

1. **S-274-D, Petition of Suburban Hospital, Inc.** (hospital). Letter to the Board from Norman Knopf, Esquire, requesting oral argument.

Action: (1) Denied the request for oral argument, (DKP/CGT, 2-1/WMH/recused); (2) deferred until the Board's next Worksession the Hearing Examiner's Report and Recommendation on Motion to Dismiss, (DKP/CGT, 3-0/WMH/recused).

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